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IN THE U.S. PATENT AND TRADEMARK OFFICE

Inventor Bernd EIKMANN et al  
Patent App. 09/529,043 (US Nat'l phase of PCT/EP98/06210)  
Filed 3 April 2000 Conf. No. 6651  
For NUCLEIC ACID ENCODING PYRUVATE CARBOXYLASE FROM  
CORYNEFORM GLUTAMICUM  
Art Unit 1652 Examiner Steadman, D  
Hon. Commissioner of Patents  
Box AF  
Washington, DC 20231

## AMENDMENT AFTER FINAL ACTION

In response to the Office Action (paper 17) mailed  
9 April 2002, please amend the above-identified application as  
follows:

## IN THE CLAIMS

Please cancel claims 52 through 63 and claims 66 - 69.

Add the following claims:

1 -- 70. The isolated pyruvate carboxylase gene defined  
2 in claim 65 with a preceding promoter of the nucleotide sequence  
3 from nucleotide 20 to 109 according to SEQ ID NO:1.

1 71. The isolated pyruvate carboxylase gene according to  
2 claim 65 with a preceding tac promoter.